



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Application of: Victor D. Dolecek

Application No. 09/832,518

Filed: 9 April 2001

For: AUTOLOGOUS PLATELET GEL HAVING  
BENEFICIAL GEOMETRIC SHAPES AND  
METHODS OF MAKING SAME

Group Art Unit:  
Not yet Accorded

Examiner:  
Not Yet Accorded

CERTIFICATE OF MAILING BY EXPRESS MAIL

Attn: Office of Patent Legal Administration  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

The undersigned certifies that the following documents:

1. Petition Under 37 C.F.R. 1.53(e) For Inclusion of Figure Filed With Original Non-Provisional Application;
2. Declaration of Steven C. Petersen;
3. Copy of Notice of Omitted Item(s) in a Nonprovisional Application Filed Under 37 CFR 1.53(b);
4. Copy of Certificate of Mailing By Express Mail, Dated April 9, 2001;
5. Copy of Utility Patent Application Transmittal, Dated April 9, 2001;
6. Copy of Figure 1, Submitted on April 9, 2001;
7. Copy of Label Affixed to Figure 1, Submitted on April 9, 2001;
8. Check No. 1573 in the Amount of \$130.00; and
9. Self Addressed Stamped Return Postcard

relating to the above application, were deposited as "Express Mail", Mailing Label No. EL791521507US, with the United States Postal Service, addressed to The Assistant Commissioner for Patents, Attn: Office of Patent Legal Administration, Washington, D.C., 20231.

10/16/01  
Date

  
\_\_\_\_\_  
Mailer

10/16/01  
Date

  
\_\_\_\_\_  
Steven C. Petersen, Reg. No. 36,238  
HOGAN & HARTSON, LLP  
1200 17<sup>TH</sup> Street, Suite 1500  
Denver, Colorado 80202  
(720) 406-4315 Tel  
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OCT 22 2001



PATENT  
EXPRESS MAIL NO. EL841974255US  
Attorney Docket No. P9529  
Client/Matter No. 46234.0084

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Victor D. Dolecek

Serial No.: Not Yet Accorded

Filed: Not Yet Accorded

For: AUTOLOGOUS PLATELET GEL  
HAVING BENEFICIAL GEOMETRIC  
SHAPES AND METHODS OF  
MAKING SAME

Group Art Unit: Not Yet Accorded

Examiner: Not Yet Accorded

Box PATENT APPLICATION  
Assistant Commissioner  
for Patents  
Washington, D.C. 20231

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Sir:

The undersigned hereby certifies that the following documents:

Utility Patent Application Transmittal  
Specification 86 total pages and Abstract  
39 Sheets of Drawings  
Fee Transmittal form (in duplicate)  
Check in the amount of \$710.00 and  
Return Postcard

relating to the above application, were deposited as "Express Mail", Mailing Label No. EL841974255US, with the United States Postal Service, addressed to Box PATENT APPLICATION, The Assistant Commissioner for Patents, Washington, D.C., 20231.

4/9/01

  
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4/9/01

  
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JG  
OCT 1 8 2001  
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/832,518	04/09/2001	Victor D. Dolecek	P9529

Steven C Peterson  
Hogan & Hartson LLP  
Suite 1500  
1200 17th Street  
Denver, CO 80202

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### CONFIRMATION NO. 1198

### FORMALITIES LETTER



\*OC00000006437265\*

Date Mailed: 08/16/2001

### NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 1 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) OR (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	P9529
	First Inventor	Victor D. Dolecek
	Title	AUTOLOGOUS PLATELET GEL HAVING BENEFICIAL GEOMETRIC SHAPE AND METHODS OF MAKING SAME
	Express Mail Label No.	EL841974255US
<b>APPLICATION ELEMENTS</b>		Assistant Commissioner for Patents Box Patent Application Washington, DC 20231

- |  |   |
|--|---|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form<br><small>(submit an original and a duplicate for fee processing)</small><br>2. <input type="checkbox"/> Applicant claims small entity status.<br><small>See 37 CFR 1.27</small><br>3. <input checked="" type="checkbox"/> Specification total pages 38 ]<br><small>(preferred Arrangement set forth below)</small> <ul style="list-style-type: none"> <li>- Descriptive title of the Invention</li> <li>- Cross References to Related Applications</li> <li>- Statement Regarding Fed sponsored R&amp;D</li> <li>- Reference to sequence listing, a table, or a computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings</li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> 4. <input checked="" type="checkbox"/> Drawing(s) 39 sheets<br>5. <input type="checkbox"/> Oath or Declaration [ total sheets _____ ] <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Newly executed (original or copy)</li> <li>b. <input type="checkbox"/> Copy from prior appl. (37 C.F.R. § 1.63(d)) <ul style="list-style-type: none"> <li>i. <input checked="" type="checkbox"/> DELETION OF INVENTOR(S)<br/> <small>Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).</small></li> </ul> </li> </ul> | 6. <input type="checkbox"/> Application Data Sheet. (See 37 CFR 1.76)<br>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)<br>8. Nucleotide and/or Amino Acid Sequence Submission<br><small>(if applicable, all necessary)</small> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form</li> <li>b. <input type="checkbox"/> Specification Sequence Listing on: <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> paper</li> </ul> </li> <li>c. <input type="checkbox"/> Statements verifying identity of above copies</li> </ul> |
|--|---|

**ACCOMPANYING APPLICATION PARTS**

- |  |  |
|--|--|
| 9. <input type="checkbox"/> Assignment Papers (coversheet/document(s))<br>10. <input type="checkbox"/> 37 CFR. 3.73(b) Statement<br><small>(when there is an assignee)</small> | <input type="checkbox"/> Power of Attorney       |
| 11. <input type="checkbox"/> English Translation Document  |  |
| 12. <input type="checkbox"/> IDS & Form 1449   | <input type="checkbox"/> Copies of IDS Citations |
| 13. <input type="checkbox"/> Preliminary Amendment   |  |
| 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)   |  |
| 15. <input type="checkbox"/> Certified Copy of Priority Document(s)  |  |
| 16. <input checked="" type="checkbox"/> Other: Certificate of Mailing by Express Mail  |  |

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation    Divisional    Continuation-in-part (CIP)   of prior application No.: \_\_\_\_\_

Prior application information:   Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_

FOR CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**17. CORRESPONDENCE ADDRESS**

<input type="checkbox"/> Customer Number or Bar Code Label		or <input checked="" type="checkbox"/> Correspondence address below			
Name	Steven C. Petersen				
	Hogan & Hartson, LLP				
Address	1200 17 <sup>th</sup> Street				
	Suite 1500				
City	Denver	State	CO	ZIP	80202
Country	US	Telephone	(720) 406-5315	Fax	(720) 406-5301
Name (Print/Type)	Steven C. Petersen		Registration No.	36,238	
(Signature)			Date	4/9/01	